

Request
Type:

Delegation Request Parts 60, 61 & 63

OAWT - FEDERAL & DELEGATED AIR PROGRAMS UNIT
APPLICABILITY DETERMINATION REQUEST FORM
(Standard Operating Procedure on Reverse Side)

Date of Letter: 10/7/2016

Date Received: 10/13/2016

Facility Name: N/A

Site Location: ORCAA

REFERENCE:

☒ NSPS (40 CFR Part 60 & 62) Subpart: _____
☒ NESHAP (40 CFR Part 61) Subpart: _____
☒ NESHAP/MACT (40 CFR Part 63) Subpart: _____
_____ NESHAP/GACT (40 CFR Part 63) Subpart: _____

ACTION:

Recorded in 'Air Toxics Outstanding Requests' spreadsheet on Air Toxics
SharePoint site, date _____
Original Incoming Request Scanned to AIS by Assignee, date: _____
Compliance plan (if applicable), compliance date: _____
Enforcement unit review (if applicable) _____
Time sensitive, (if applicable) response needed date: _____

ROUTE TO:

_____ EPA response assigned to: _____
_____ Recorded in AIS by Assignee, date: _____
_____ FDAPU Unit Manager's signature, resolve date: _____

CHECKLIST:

_____ PDF of EPA's letter in saved to: G:\Baker\AIR QUALITY\5 - APDUM\AIR
_____ TOXICS Files\Applicability Determinations, et al
_____ EPA letter saved as text to save directory (as above)

Request

Type: _____

APPLICABILITY DETERMINATION STANDARD OPERATING PROCEDURE (SOP) SUMMARY

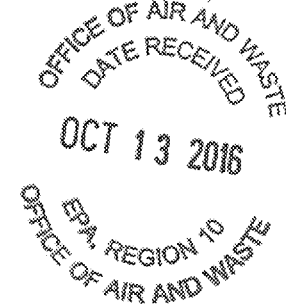
1. **Determination Request is Received by FDAPU (SOP Chapter 1)**
 - 1.1. Assignee fills out and attaches the "Applicability Determination Request Form" AKA "blue sheet" to the determination request
 - 1.2. Assignee logs & updates the master determination spreadsheet located in the 'Air Toxics' SharePoint site, titled: R10 Air Toxics Outstanding Requests_01062016
2. **Assignee Responds to the Determination Request (SOP Chapter 2)**
 - 2.1. Scan the original incoming request into AIS as soon as feasible
 - 2.2. Make one working copy of the determination request
 - 2.3. Prepare EPA's response to the determination request
 - 2.4. Save EPA's response in a folder following the naming convention [Facility Acronym_[Part]XX[Subpart]XXX_[date of signed letter] in this directory: G:\Baker\AIR QUALITY\5 - APDU\1) AIR TOXICS Files\Applicability Determinations, et al
 - 2.5. Prepare a concurrence / routing slip found here: G:\Baker\AIR QUALITY\5 - APDU\1) AIR TOXICS Files\Sample Concurrence_042016.docx.doc
 - 2.6. Once the letter is ready for signature, give only the routing slip to Sara for processing
3. **Sara prepares the letter for Signature (SOP Chapter 3)**
 - 3.1. Proofread the letter for grammar
 - 3.2. Assemble a "purple folder" for concurrence and signature
 - 3.3. Return folder to writer
4. **Assignee receives letter from Sara (SOP Chapter 3)**
 - 4.1. Review the letter
 - 4.2. Concur and circulate letter for concurrence
 - 4.3. Make any suggested changes if applicable, re-save the document, and re-circulate letter for concurrence
 - 4.4. If no changes are required, give the folder to APU Manager for signature
5. **Sara receives the folder from FDAPU Manager with signature (SOP Chapter 3)**
 - 5.1. Date stamp the letter
 - 5.2. Make a pdf and save in the same folder (G:\Baker\AIR QUALITY\5 - APDU\1) AIR TOXICS Files\Applicability Determinations, et al) as original word version
 - 5.3. Prepare and send out letter as instructed in routing slip
 - 5.4. File letter in assignee's chronology file
6. **Records Management (SOP Chapter 4)**
 - 6.1. Based on where the information is to be filed (Source, Enforcement, Title V) make the appropriate number of copies of the determination request, EPA's response, and supporting material.
 - 6.2. Stamp each package and indicate where to file information
 - 6.3. Give Sara packages to file in respective folder
7. **Assignee receives email from Sara (SOP Chapter 5)**
 - 7.1. Prepare abstract & header for AIS
 - 7.2. Upload PDF of signed letter to AIS and input remaining information, change status to 'final'
 - 7.3. Photo copy concurrence sheet and final response letter, put those hard copies in the facility file



*Representing Clallam, Grays Harbor, Jefferson,
Mason, Pacific, and Thurston Counties*

2940 Limited Lane NW
Olympia, WA 98502

1-800-422-5623 • (360) 539-7610



October 7, 2016

Tim Hamlin
Director of Office of Air and Waste
EP, Region 10
1200 Sixth Ave, MS OAW-150
Seattle, WA 98101

SUBJECT: Request Delegation of Federal Standards

Dear Mr. Hamlin:

The Olympic Region Clean Air Agency (ORCAA) is requesting delegation to implement and enforce specific standards from the Code of Federal Regulations (CFR), 40 CFR Parts 60, 61 and 63, and Section 2.18 of 40 CFR Part 65. Our request is to both update delegation of those standards that have been previously delegated to ORCAA, and to add those standards that EPA has adopted since our last delegation. We submit this request pursuant to the provisions in the 40 CFR Parts 63, subpart E for delegation of Federal section 112 standards, pursuant to 40 CFR Part 60, Subpart A for delegation of Federal section 111 standards, and pursuant to 40 CFR Part 65, Subpart A for delegation of the Consolidated Federal Air Rule.

A complete list of the standards we request delegation to implement and enforce is provided in Attachment A to this letter. We request "Straight" delegation of these standards, which were recently adopted by reference in ORCAA's regulations on September 14, 2016. The effective date of our adoption by reference was July 1, 2016, which is provided through a new section in our rules titled, Federal Regulation Reference Date. This new rule and other pertinent amendments to ORCAA's regulations are provided in Attachment B to this letter.

ORCAA has authority adopt and enforce its own rules through the Washington Clean Air Act under Chapter 70.94 of the Revised Code of Washington, and has current delegation to implement and enforce a Title V program its jurisdiction. A copy of ORCAA's Title V delegation is provided in Attachment C to this letter.

If you have any questions, please call me, or have your staff contact Mark Goodin. We can both be reached at (360) 539-7610 or by email.

Sincerely,

Francea L. McNair, *Executive Director*

Cc: Stu Clark (w/ encl), *Ecology Air Quality Program Manager*

Port Townsend Field Office: 615 Sheridan, Port Townsend, WA 98368 • (360) 338-6419

South Bend Field Office: 1216 W Robert Bush Drive, South Bend, WA 98586 • (360) 942-2137

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Attachment A

List of Adopted Federal Standards

ORCAA requests delegation to implement and enforce the following Federal standards:

The following standards form 40 CFR Part 60 - Standards of Performance for New Stationary Sources, adopted by reference effective July 1, 2016:

Subpart A	General Provisions
Subpart D	Fossil-Fuel-Fired Steam Generators for which Construction is Commenced after August 17, 1971
Subpart Da	Electric Utility Steam Generating Units for which Construction is Commenced after September 18, 1978
Subpart Db	Industrial-Commercial-Institutional Steam Generating Units
Subpart Dc	Small Industrial-Commercial-Institutional Steam Generating Units
Subpart E	Incinerators
Subpart Ea	Municipal Waste Combustors for which Construction is Commenced after December 20, 1989 and on or before September 20, 1994
Subpart Eb	Large Municipal Waste Combustors
Subpart Ec	Hospital/Medical/Infectious Waste Incinerators
Subpart F	Portland Cement Plants
Subpart G	Nitric Acid Plants
Subpart Ga	Nitric Acid Plants for which Construction, Reconstruction, or Modification Commenced after October 14, 2011
Subpart H	Sulfuric Acid Plants
Subpart I	Hot Mix Asphalt Facilities
Subpart J	Petroleum Refineries
Subpart Ja	Petroleum Refineries for which Construction, Reconstruction, or Modification Commenced After May 14, 2007
Subpart K	Storage Vessels for Petroleum Liquids for which Construction, Reconstruction, or Modification Commenced after June 11, 1973 and prior to May 19, 1978
Subpart Ka	Storage Vessels for Petroleum Liquids for which Construction, Reconstruction, or Modification Commenced after May 18, 1978 and prior to July 23, 1984
Subpart Kb	VOC Liquid Storage Vessels (including Petroleum Liquid Storage Vessels) for which Construction, Reconstruction, or Modification Commenced after July 23, 1984
Subpart L	Secondary Lead Smelters
Subpart M	Secondary Brass and Bronze Production Plants
Subpart N	Primary Emissions from Basic Oxygen Process Furnaces for which Construction is Commenced after June 11, 1973
Subpart Na	Secondary Emissions from Basic Oxygen Process Steel-making Facilities for which Construction is Commenced after January 20, 1983
Subpart O	Sewage Treatment Plants
Subpart P	Primary Copper Smelters
Subpart Q	Primary Zinc Smelters
Subpart R	Primary Lead Smelters
Subpart T	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants
Subpart U	Phosphate Fertilizer Industry: Superphosphoric Acid Plants
Subpart V	Phosphate Fertilizer Industry: Diammonium Phosphate Plants
Subpart W	Phosphate Fertilizer Industry: Triple Superphosphate Plants
Subpart X	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities
Subpart Y	Coal Preparation Plants
Subpart Z	Ferroalloy Production Facilities

Subpart AA	Steel Plants: Electric Arc Furnaces Constructed after October 21, 1974 and on or before August 17, 1983
Subpart AAa	Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed after August 7, 1983
Subpart CC	Glass Manufacturing Plants
Subpart DD	Grain Elevators
Subpart EE	Surface Coating of Metal Furniture
Subpart GG	Stationary Gas Turbines
Subpart HH	Lime Manufacturing Plants
Subpart KK	Lead-Acid Battery Manufacturing Plants
Subpart LL	Metallic Mineral Processing Plants
Subpart MM	Automobile and Light Duty Truck Surface Coating Operations
Subpart NN	Phosphate Rock Plants
Subpart PP	Ammonium Sulfate Manufacture
Subpart QQ	Graphic Arts Industry: Publication Rotogravure Printing
Subpart RR	Pressure Sensitive Tape and Label Surface Coating Standards
Subpart SS	Industrial Surface Coating: Large Appliances
Subpart TT	Metal Coil Surface Coating
Subpart UU	Asphalt Processing and Asphalt Roof Manufacture
Subpart VV	Equipment Leaks of VOC in Synthetic Organic Chemical Manufacturing Industry
Subpart VVa	Equipment Leaks of VOC in Synthetic Organic Chemical Manufacturing Industry for which Construction, Reconstruction, or Modification Commenced After November 7, 2006
Subpart WW	Beverage Can Surface Coating Industry
Subpart XX	Bulk Gasoline Terminals
Subpart AAA	New Residential Wood Heaters – Title V sources only
Subpart BBB	Rubber Tire Manufacturing Industry
Subpart DDD	VOC Emissions from Polymer Manufacturing Industry
Subpart FFF	Flexible Vinyl and Urethane Coating and Printing
Subpart GGG	Equipment Leaks of VOC in Petroleum Refineries
Subpart GGGa	Equipment Leaks of VOC in Petroleum Refineries for which Construction, Reconstruction, or Modification Commenced After January 4, 1983, And On Or Before November 7, 2006
Subpart HHH	Synthetic Fiber Production Facilities
Subpart III	VOC Emissions from Synthetic Organic Chemical Manufacturing Industry Air Oxidation Unit Processes
Subpart JJJ	Petroleum Dry Cleaners
Subpart KKK	Equipment Leaks of VOC from Onshore Natural Gas Processing Plants
Subpart LLL	Onshore Natural Gas Processing: SO ₂ Emissions
Subpart NNN	VOC Emissions from Synthetic Organic Chemical Manufacturing Industry Distillation Operations
Subpart OOO	Nonmetallic Mineral Processing Plants
Subpart PPP	Wool Fiberglass Insulation Manufacturing Plants
Subpart QQQ	VOC Emissions from Petroleum Refinery Wastewater Systems
Subpart RRR	VOCs from Synthetic Organic Chemical Manufacturing Industry Reactor Processes
Subpart SSS	Magnetic Tape Coating Facilities
Subpart TTT	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines
Subpart UUU	Calciners and Dryers in Mineral Industries
Subpart VVV	Polymeric Coating of Supporting Substrates Facilities
Subpart WWW	Municipal Solid Waste Landfills

Subpart AAAA	Small Municipal Waste Combustion Units for which Construction is Commenced after August 30, 1999 or for which Modification or Reconstruction is Commenced after June 6, 2001
Subpart CCCC	Commercial and Industrial Solid Waste Incineration Units for which Construction is Commenced after November, 30, 1999 or for which Modification or Reconstruction is Commenced on or after June 1, 2001
Subpart EEEE	Standards of Performance for Other Solid Waste Incineration Units for Which Construction is Commenced After December 9, 2004, or for Which Modification or Reconstruction is Commenced on or After June 16, 2006
Subpart IIII	Standards of Performance for Stationary Compression Ignition Internal Combustion Engines – Title V sources only.
Subpart JJJJ	Standards of Performance for Stationary Spark Ignition Internal Combustion Engines – Title V sources only.
Subpart KKKK	Standards of Performance for Stationary Combustion Turbines
Subpart LLLL	Standards of Performance for New Sewage Sludge Incineration Units
Subpart OOOO	Standards of Performance for Crude Oil and Natural Gas Production, Transmission and Distribution
Subpart QQQQ	Standards of Performance for New Residential Hydronic Heaters and Forced-Air Furnaces – Title V sources only.
Subpart TTTT	Standards of Performance for Greenhouse Gas Emissions for Electric Generating Units
40 CFR Part 60	Appendix A
40 CFR Part 60	Appendix B
40 CFR Part 60	Appendix C
40 CFR Part 60	Appendix D
40 CFR Part 60	Appendix F
40 CFR Part 60	Appendix I

The following standards from 40 CFR Part 61 – National Emission Standards for Hazardous Air Pollutants, adopted by reference effective July 1, 2016:

Subpart A	General Provisions
Subpart C	Beryllium
Subpart D	Beryllium Rocket Motor Firing
Subpart E	Mercury
Subpart F	Vinyl Chloride
Subpart J	Equipment Leaks of Benzene
Subpart L	Benzene from Coke By-Product Recovery Plants
Subpart M	Asbestos
Subpart N	Inorganic Arsenic from Glass Manufacturing Plants
Subpart O	Inorganic Arsenic from Primary Copper Smelters
Subpart P	Inorganic Arsenic emissions from Arsenic Trioxide and Metallic Arsenic Production Facilities
Subpart V	Equipment Leaks (Fugitive Sources)
Subpart Y	Benzene from Benzene Storage Vessels
Subpart BB	Benzene from Benzene Transfer Operations
Subpart FF	Benzene Waste Operations
40 CFR Part 61	Appendix A
40 CFR Part 61	Appendix B
40 CFR Part 61	Appendix C
40 CFR Part 61	Appendix D
40 CFR Part 61	Appendix E

The following standards from 40 CFR Part 63 – National Emission Standards for Hazardous Air Pollutants for Source Categories, adopted by reference effective July 1, 2016:

Subpart A	General Provisions
Subpart B	Requirements for Control Technology Determinations for Major Sources in Accordance with Clean Air Act Sections, Sections 112(g) and 112(j)
Subpart C	List of Hazardous Air Pollutants, Petition Process, Lesser Quantity Designations, Source Category List
Subpart D	Regulations Governing Compliance Extensions for Early Reductions of Hazardous Air Pollutants
Subpart F	National Emission Standards for Organic Hazardous Air Pollutants from the Synthetic Organic Chemical Manufacturing Industry
Subpart G	National Emission Standards for Organic Hazardous Air Pollutants from the Synthetic Organic Chemical Manufacturing Industry Process Vents, Storage Vessels, Transfer Operations, and Wastewater
Subpart H	National Emission Standards for Organic Hazardous Air Pollutants for Equipment Leaks
Subpart I	National Emission Standards for Organic Hazardous Air Pollutants for Certain Processes Subject to the Negotiated Regulation for Equipment Leaks
Subpart J	National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production
Subpart L	National Emission Standards for Coke Oven Batteries
Subpart M	National Perchloroethylene Air Emission Standards for Dry Cleaning Facilities – Title V sources only.
Subpart N	National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks
Subpart O	Ethylene Oxide Emissions Standards for Sterilization Facilities
Subpart Q	National Emission Standards for Hazardous Air Pollutants for Industrial Process Cooling Towers
Subpart R	National Emission Standards for Gasoline Distribution Facilities (Bulk Gasoline Terminals and Pipeline Breakout Stations)
Subpart S	National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry
Subpart T	National Emission Standards for Halogenated Solvent Cleaning
Subpart U	National Emission Standards for Hazardous Air Pollutant Emissions: Group I Polymers and Resins
Subpart W	National Emission Standards for Hazardous Air Pollutants for Epoxy Resins Production and Non-Nylon Polyamides Production
Subpart X	National Emission Standards for Hazardous Air Pollutants from Secondary Lead Smelting
Subpart Y	National Emission Standards for Marine Tank Vessel Loading Operations
Subpart AA	National Emission Standards for Hazardous Air Pollutants from Phosphoric Acid Manufacturing Plants
Subpart BB	National Emission Standards for Hazardous Air Pollutants from Phosphate Fertilizers Production Plants
Subpart CC	National Emission Standards for Hazardous Air Pollutants from Petroleum Refineries
Subpart DD	National Emission Standards for Hazardous Air Pollutants from Off-Site Waste and Recovery Operations
Subpart EE	National Emission Standards for Magnetic Tape Manufacturing Operations

Subpart GG	National Emission Standards for Aerospace Manufacturing and Rework Facilities
Subpart HH	National Emission Standards for Hazardous Air Pollutants from Oil and Natural Gas Production Facilities
Subpart II	National Emission Standards for Shipbuilding and Ship Repair (Surface Coating)
Subpart JJ	National Emission Standards for Wood Furniture Manufacturing Operations
Subpart KK	National Emission Standard for the Printing and Publishing Industry
Subpart MM	National Emission Standard for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semichemical Pulp Mills
Subpart OO	National Emission Standards for Tanks -Level 1
Subpart PP	National Emission Standards for Containers
Subpart QQ	National Emission Standards for Surface Impoundments
Subpart RR	National Emission Standards for Individual Drain Systems
Subpart SS	National Emission Standards for Closed Vent Systems, Control Devices, Recovery Devices and Routing to a Fuel Gas System or a Process
Subpart TT	National Emission Standards for Equipment Leaks -Control Level 1
Subpart UU	National Emission Standards for Equipment Leaks -Control Level 2 Standards
Subpart VV	National Emission Standards for Oil-Water Separators and Organic-Water Separators
Subpart WW	National Emission Standards for Storage Vessels (Tanks) -Control Level 2
Subpart XX	National Emission Standards for Ethylene Manufacturing Process Units: Heat Exchange Systems and Waste Operations
Subpart YY	National Emission Standards for Hazardous Air Pollutants for Source Categories: Generic Maximum Achievable Control Technology Standards
Subpart CCC	National Emission Standards for Hazardous Air Pollutants for Steel Pickling--HCl Process Facilities and Hydrochloric Acid Regeneration Plants
Subpart DDD	National Emission Standards for Hazardous Air Pollutants for Mineral Wool Production
Subpart EEE	National Emission Standard for Hazardous Air Pollutants from Hazardous Waste Combustors
Subpart GGG	National Emission Standards Pharmaceuticals Production
Subpart HHH	National Emission Standards for Hazardous Air Pollutants from Natural Gas Transmission and Storage Facilities
Subpart III	National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production
Subpart JJJ	National Emission Standard for Hazardous Air Pollutant Emissions: Group IV Polymers and Resins
Subpart LLL	National Emission Standards for Hazardous Air Pollutants from the Portland Cement Manufacturing Industry
Subpart MMM	National Emission Standards for Hazardous Air Pollutants for Pesticide Active Ingredient Production
Subpart NNN	National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing
Subpart OOO	National Emission Standards for Hazardous Air Pollutants Emissions: Manufacture of Amino/Phenolic Resins
Subpart PPP	National Emission Standards for Hazardous Air Pollutants Emissions for Polyether Polyols Production

Subpart QQQ	National Emission Standards for Hazardous Air Pollutants for Primary Copper Smelting
Subpart RRR	National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum Production – Title V sources only.
Subpart TTT	National Emission Standards for Hazardous Air Pollutants for Primary Lead Smelting
Subpart UUU	National Emission Standards for Hazardous Air Pollutants for Petroleum Refineries: Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units.
Subpart VVV	National Emission Standard for Hazardous Air Pollutants: Publicly Owned Treatment Works
Subpart XXX	National Emission Standards for Hazardous Air Pollutants for Ferroalloys Production: Ferromanganese and Silicomanganese
Subpart AAAA	National Emission Standard for Hazardous Air Pollutants: Municipal Solid Waste Landfills
Subpart CCCC	National Emission Standard for Hazardous Air Pollutants: Manufacturing of Nutritional Yeast
Subpart DDDD	National Emission Standard for Hazardous Air Pollutants: Plywood and Composite Wood Products
Subpart EEEE	National Emission Standard for Hazardous Air Pollutants: Organic Liquids Distribution (Non-Gasoline)
Subpart FFFF	National Emission Standard for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing
Subpart GGGG	National Emission Standard for Hazardous Air Pollutants: Solvent Extractions for Vegetable Oil Production
Subpart HHHH	National Emission Standard for Hazardous Air Pollutants for Wet-Formed Fiberglass Mat Production
Subpart IIII	National Emission Standard for Hazardous Air Pollutants: Surface Coating of Automobiles and Light-Duty Trucks
Subpart JJJJ	National Emission Standard for Hazardous Air Pollutants: Paper and Other Web Coating
Subpart KKKK	National Emission Standard for Hazardous Air Pollutants: Surface Coating of Metal Cans
Subpart MMMM	National Emission Standard for Hazardous Air Pollutants for Surface Coating of Miscellaneous Metal Parts and Products
Subpart NNNN	National Emission Standard for Hazardous Air Pollutants: Surface Coating of Large Appliances
Subpart OOOO	National Emission Standard for Hazardous Air Pollutants: Printing, Coating, and Dyeing of Fabrics and Other Textiles
Subpart PPPP	National Emission Standards for Hazardous Air Pollutants for Surface Coating of Plastic Parts and Products
Subpart QQQQ	National Emission Standard for Hazardous Air Pollutants: Surface Coating of Wood Building Products
Subpart RRRR	National Emission Standard for Hazardous Air Pollutants: Surface Coating of Metal Furniture
Subpart SSSS	National Emission Standard for Hazardous Air Pollutants: Surface Coating of Metal Coil
Subpart TTTT	National Emission Standard for Hazardous Air Pollutants for Leather Finishing Operations
Subpart UUUU	National Emission Standard for Hazardous Air Pollutants for Cellulose Products Manufacturing
Subpart VVVV	National Emission Standard for Hazardous Air Pollutants for Boat Manufacturing
Subpart WWWW	National Emission Standard for Hazardous Air Pollutants: Reinforced Plastic Composites Production

Subpart XXXX	National Emission Standard for Hazardous Air Pollutants: Rubber Tire Manufacturing
Subpart YYYY	National Emission Standard for Hazardous Air Pollutants for Stationary Combustion Turbines
Subpart ZZZZ	National Emission Standard for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines – Title V sources only.
Subpart AAAAA	National Emission Standard for Hazardous Air Pollutants for Lime Manufacturing Plants
Subpart BBBBB	National Emission Standard for Hazardous Air Pollutants for Semiconductor Manufacturing
Subpart CCCCC	National Emission Standard for Hazardous Air Pollutants for Coke Ovens: Pushing, Quenching, and Battery Stacks
Subpart DDDDD	National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers and Process Heaters
Subpart EEEEE	National Emission Standard for Hazardous Air Pollutants for Iron and Steel Foundries
Subpart FFFFF	National Emission Standard for Hazardous Air Pollutants for Integrated Iron and Steel Manufacturing Facilities
Subpart GGGGG	National Emission Standard for Hazardous Air Pollutants: Site Remediation
Subpart HHHHH	National Emission Standard for Hazardous Air Pollutants: Miscellaneous Coating Manufacturing
Subpart IIIII	National Emission Standard for Hazardous Air Pollutants: Mercury Emissions from Mercury Cell Chlor-Alkali Plants
Subpart JJJJJ	National Emission Standard for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing
Subpart KKKKK	National Emission Standard for Hazardous Air Pollutants for Clay Ceramics Manufacturing
Subpart LLLLL	National Emission Standard for Hazardous Air Pollutants: Asphalt Processing and Asphalt Roofing Manufacturing
Subpart MMMMM	National Emission Standard for Hazardous Air Pollutants: Flexible Polyurethane Foam Fabrication Operations
Subpart NNNNN	National Emission Standard for Hazardous Air Pollutants: Hydrochloric Acid Production
Subpart PPPPP	National Emission Standard for Hazardous Air Pollutants for Engine Test Cells/Stands
Subpart QQQQQ	National Emission Standard for Hazardous Air Pollutants for Friction Materials Manufacturing Facilities
Subpart RRRRR	National Emission Standard for Hazardous Air Pollutants: Taconite Iron Ore Processing
Subpart SSSSS	National Emission Standard for Hazardous Air Pollutants for Refractory Products Manufacturing
Subpart TTTTT	National Emission Standard for Hazardous Air Pollutants for Primary Magnesium Refining
Subpart UUUUU	National Emission Standards for Hazardous Air Pollutants: Coal- and Oil-Fired Electric Utility Steam Generating Units
Subpart WWWW	National Emission Standards for Hospital Ethylene Oxide Sterilizers
Subpart YYYYY	National Emission Standard for Hazardous Air Pollutants for Area/Sources: Electric Arc Furnace Steelmaking Facilities
Subpart ZZZZ	National Emission Standard for Hazardous Air Pollutants for Iron and Steel Foundries Area Sources
Subpart BBBBBB	National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities – Title V sources only.

Subpart CCCCCC	National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Dispensing Facilities – Title V sources only.
Subpart DDDDDD	National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production Area Sources
Subpart EEEEEEE	National Emission Standards for Hazardous Air Pollutants for Primary Copper Smelting Area Sources
Subpart FFFFFFF	National Emission Standards for Hazardous Air Pollutants for Secondary Copper Smelting Area Sources
Subpart GGGGGG	National Emission Standards for Hazardous Air Pollutants for Primary Nonferrous Metals Area Sources—Zinc, Cadmium, and Beryllium
Subpart HHHHHH	National Emission Standards for Hazardous Air Pollutants: Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources – Title V sources only.
Subpart JJJJJJ	National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources
Subpart LLLLLL	National Emission Standards for Hazardous Air Pollutants for Acrylic and Modacrylic Fibers Production Area Sources
Subpart MMMMMM	National Emission Standards for Hazardous Air Pollutants for Carbon Black Production Area Sources
Subpart NNNNNN	National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources: Chromium Compounds
Subpart OOOOOO	National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production and Fabrication Area Sources
Subpart PPPPPP	National Emission Standards for Hazardous Air Pollutants for Lead Acid Battery Manufacturing Area Sources
Subpart QQQQQQ	National Emission Standards for Hazardous Air Pollutants for Wood Preserving Area Sources
Subpart RRRRRR	National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing Area Sources
Subpart SSSSSS	National Emission Standards for Hazardous Air Pollutants for Glass Manufacturing Area Sources
Subpart TTTTTT	National Emission Standards for Hazardous Air Pollutants for Secondary Nonferrous Metals Processing Area Sources
Subpart VVVVVV	National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources
Subpart WWWWWW	National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Plating and Polishing Operations
Subpart XXXXXX	National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories – Title V sources only.
Subpart YYYYYY	National Emission Standards for Hazardous Air Pollutants for Area Sources: Ferroalloys Production Facilities
Subpart ZZZZZZ	National Emission Standards for Hazardous Air Pollutants Area Source Standards for Aluminum, Copper, and Other Nonferrous Foundries
Subpart AAAAAA	National Emission Standards for Hazardous Air Pollutants for Area Sources: Asphalt Processing and Asphalt Roofing Manufacturing
Subpart BBBBBB	National Emission Standards for Hazardous Air Pollutants for Area Sources: Chemical Preparations Industry
Subpart CCCCCC	National Emission Standards for Hazardous Air Pollutants for Area Sources: Paints and Allied Products Manufacturing
Subpart DDDDDD	National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Prepared Feeds Manufacturing
Subpart EEEEEEE	National Emission Standards for Hazardous Air Pollutants: Gold Mine Ore Processing and Production Area Source Category

Subpart HHHHHHH	National Emission Standards for Hazardous Air Pollutant Emissions for Polyvinyl Chloride and Copolymers Production
40 CFR Part 63	Appendix A
40 CFR Part 63	Appendix B
40 CFR Part 63	Appendix C
40 CFR Part 63	Appendix D
40 CFR Part 63	Appendix E
Section 2.18 of 40 CFR Part 65	Consolidated Requirements for the Synthetic Organic Chemical Manufacturing Industry.

Attachment B

Pertinent ORCAA Rules

NEW SECTION

Rule 1.11 FEDERAL REGULATION REFERENCE DATE

Whenever federal regulations are referenced in ORCAA's rules, the effective date shall be July 1, 2016.

AMENDATORY SECTION

Rule 6.1 Notice of Construction Required

- (a) Approval of a Notice of Construction (NOC) Application required. It shall be unlawful for any person to cause or allow the following actions unless a "Notice of Construction (NOC)" application has been filed with and approved by the Agency, except for those actions involving stationary sources excluded under Rule 6.1((e))(b) and ((d))(c):
 - (1) Construction, installation, or establishment of any stationary source; or
 - (2) Modification to any existing stationary source.
- ~~((b)) Projects not eligible for exemptions. Any exemption provided in Rule 6.1(c) or (d) shall not apply to:~~
 - ~~(1) Any project that qualifies as construction, reconstruction, or modification of an affected facility, within the meaning of 40 CFR Part 60 (New Source Performance Standards), except for Part AAA, (New Residential Wood Heaters). Ecology is responsible for issuing notices of construction to projects subject to Subpart BB (Kraft Pulp Mills) and Subpart S (Primary Aluminum Reduction Plants).~~
 - ~~(2) Any project that qualifies as a new or modified source within the meaning of 40 CFR 61.02 (National Emission Standards for Hazardous Air Pollutants), except for asbestos demolition and renovation projects subject to 40 CFR 61.145.~~
 - ~~(3) Any project that qualifies as a new source within the meaning of 40 CFR 63.2 (National Emission Standards for Hazardous Air Pollutants for Source Categories).~~
 - ~~(4) Any project that qualifies as a new major stationary source, or a major modification.~~
 - ~~(5) Any modification to a stationary source that requires an increase either in a plant-wide cap or in unit specific emissions limit.)~~
- (b) ~~((e))~~Exemption provided Notice of Intent to Operate. An NOC application and prior approval by the Agency is not required prior to construction, installation, establishment or modification of the following types of stationary sources, provided that a complete "Notice of Intent to Operate" has been filed with the Agency in accordance with Rule 6.1.1:
 - (1) Temporary Portable Stationary Sources. Temporary portable stationary sources that have been previously approved by Ecology or a local air pollution control authority in the State of Washington through an NOC application.
 - (2) Stationary Sources based on Potential to Emit. Any stationary source that:
 - (i) Will not result in emission of any toxic air pollutants listed in WAC 173-460-150 (Class A Toxic Air Pollutants); and,
 - (ii) Will have a combined potential to emit from all emission units less than:
 - (A) 0.5 tons per year of any criteria pollutant; and,
 - (B) 1.0 tons per year of total criteria pollutants and VOC combined; and,
 - (C) 0.005 tons per year of lead; and,
 - (D) 100 pounds per year of any toxic air pollutant listed in WAC 173-460-160 (Class B Toxic Air Pollutants); and,
 - (E) 1.0 tons per year of ozone depleting substances combined.
- (c) ~~((d))~~Categorical Exemptions. An NOC application and prior approval by the Agency is not required prior to construction, installation, establishment or modification of stationary sources in the following stationary source categories, provided that sufficient records are kept to document the exemption:
Maintenance/construction:
 - (1) Cleaning and sweeping of streets and paved surfaces;
 - (2) Concrete application, and installation;
 - (3) Dredging wet spoils handling and placement;

- (4) Paving application and maintenance, excluding asphalt plants;
- (5) Plant maintenance and upkeep activities (grounds keeping, general repairs, routine housekeeping, routine plant painting, welding, cutting, brazing, soldering, plumbing, retarring roofs, etc.);
- (6) Plumbing installation and plumbing protective coating application associated with plant maintenance activities;
- (7) Roofing application;
- (8) Insulation application and maintenance, excluding products for resale;
- (9) Janitorial services and consumer use of janitorial products;
- (10) Asphalt laying equipment including asphalt-roofing operations (not including manufacturing or storage);
- (11) Blast cleaning equipment that uses a suspension of abrasive in liquid water;
- (12) Spray painting or blasting equipment used at temporary locations to clean or paint bridges, water towers, buildings, or similar structures.

Storage Tanks:

- (13) Lubricating oil storage tanks except those facilities that are wholesale or retail distributors of lubricating oils;
- (14) Polymer tanks and storage devices and associated pumping and handling equipment, used for solids dewatering and flocculation;
- (15) Storage tanks, reservoirs, pumping and handling equipment of any size containing soaps, vegetable oil, grease, animal fat, and nonvolatile aqueous salt solutions;
- (16) Process and white water storage tanks;
- (17) Storage tanks and storage vessels, with lids or other appropriate closure and less than 260-gallon capacity (35 cft);
- (18) Storage tanks of a capacity of 10,000 gallons or less, with lids or other appropriate closure, and for the storage of materials containing organic compounds, but not for use with materials containing toxic air pollutants (as defined in chapter 173-460 WAC);
- (19) Storage tanks of a capacity of 40,000 gallons or less, with lids or other appropriate closure, used for the storage of organic compounds, but not for use with materials containing toxic air pollutants (as defined in chapter 173-460 WAC), with a true vapor pressure less than 0.01 kPa (0.002 psia) (0.0001 atm);
- (20) Storage tanks of a capacity of 40,000 gallons or less used for the storage of butane, propane, or liquefied petroleum gas;
- (21) Tanks, vessels and pumping equipment, with lids or other appropriate closure for storage or dispensing of aqueous solutions of inorganic salts, bases and acids.
- (22) Storage tanks used exclusively for storage of diesel fuel;
- (23) Loading and unloading equipment used exclusively for the storage tanks exempted under this rule.

Combustion:

- (24) Fuel burning equipment (not including incinerators) that:
 - (i) is used solely for a private dwelling serving five families or less; or
 - (ii) has a maximum heat input rate of 5 MMBtu/hr or less if burning natural gas, propane, or LPG; or
 - (iii) has a maximum heat input rate of 0.5 MMBtu/hr or less if burning waste-derived fuels; or
 - (iv) has a maximum heat input rate of 1 MMBtu/hr or less if burning recycled or used oil per the requirements of RCW 70.94.610; or
 - (v) has a maximum heat input rate of 1 MMBtu/hr or less if burning any other type of fuel and with less than or equal to 0.05% sulfur by weight.
- (25) All stationary gas turbines with a rated heat input <10 million Btu per hour.
- (26) Stationary internal combustion engines having rated capacity:
 - (i) <50 horsepower output; or
 - (ii) <500 horsepower and used only for standby emergency power generation.
- (27) All nonroad engines subject to 40 CFR Part 89.

Material handling:

- (28) Storage and handling of water based lubricants for metal working where organic content of the lubricant is <10%;
- (29) Equipment used exclusively to pump, load, unload, or store high boiling point organic material in tanks less than one million gallons, material with initial atmospheric boiling point not less than 150EC or vapor pressure not more than 5 mm Hg @ 21EC, with lids or other appropriate closure.

Water treatment:

- (30) Septic sewer systems, not including active wastewater treatment facilities;
- (31) NPDES permitted ponds and lagoons used solely for the purpose of settling and suspended solids and skimming of oil and grease;
- (32) De-aeration (oxygen scavenging) of water where toxic air pollutants as defined in chapter 173-460 WAC are not emitted;
- (33) Process water filtration system and demineralizer vents;
- (34) Sewer manholes, junction boxes, sumps and lift stations associated with wastewater treatment systems;
- (35) Demineralizer tanks;
- (36) Alum tanks;
- (37) Clean water condensate tanks;
- (38) Oil/water separators, except those at petroleum refineries;
- (39) Equipment used exclusively to generate ozone and associated ozone destruction equipment for the treatment of cooling tower water or for water treatment processes.
- (40) Municipal sewer systems, including wastewater treatment plants and lagoons with a design capacity of one million gallons per day or less, provided that they do not use anaerobic digesters, chlorine disinfections or sewage sludge incinerators.

Environmental chambers and laboratory equipment:

- (41) Environmental chambers and humidity chambers not using toxic air pollutant gases, as regulated under chapter 173-460 WAC;
- (42) Gas cabinets using only gases that are not toxic air pollutants regulated under chapter 173-460 WAC;
- (43) Installation or modification of a single laboratory fume hood;
- (44) Laboratory calibration and maintenance equipment.

Monitoring/quality assurance/testing:

- (45) Equipment and instrumentation used for quality control/assurance or inspection purposes;
- (46) Hydraulic and hydrostatic testing equipment;
- (47) Sample gathering, preparation and management;
- (48) Vents from continuous emission monitors and other analyzers.

Miscellaneous:

- (49) Single-family residences and duplexes;
- (50) Plastic pipe welding;
- (51) Primary agricultural production activities including soil preparation, planting, fertilizing, weed and pest control, and harvesting;
- (52) Insecticide, pesticide, or fertilizer spray equipment;
- (53) Comfort air conditioning;
- (54) Flares used to indicate danger to the public;
- (55) Natural and forced air vents and stacks for bathroom/toilet activities;
- (56) Personal care activities including establishments like beauty salons, beauty schools, and hair cutting establishments;
- (57) Recreational fireplaces including the use of barbecues, campfires, and ceremonial fires;
- (58) Tobacco smoking rooms and areas;
- (59) Noncommercial smokehouses;
- (60) Blacksmith forges for single forges;

- (61) Vehicle maintenance activities, not including vehicle surface coating;
- (62) Vehicle or equipment washing;
- (63) Wax application;
- (64) Oxygen, nitrogen, or rare gas extraction and liquefaction equipment not including internal and external combustion equipment;
- (65) Ozone generators and ozonation equipment;
- (66) Ultraviolet curing processes, to the extent that toxic air pollutant gases as defined in chapter 173-460 WAC are not emitted;
- (67) Electrical circuit breakers, transformers, or switching equipment installation or operation;
- (68) Pneumatically operated equipment, including tools and hand held applicator equipment for hot melt adhesives;
- (69) Firefighting and similar safety equipment and equipment used to train fire fighters;
- (70) Production of foundry sand molds, unheated and using binders less than 0.25% free phenol by sand weight;
- (71) Natural gas pressure regulator vents, excluding venting at oil and gas production facilities and transportation marketing facilities;
- (72) Solvent cleaners less than 10 square feet air-vapor interface with solvent vapor pressure not more than 30 mm HG @21EC, and not containing toxic air pollutants (as defined in chapter 173-460 WAC);
- (73) Surface coating, aqueous solution or suspension containing <1% (by weight) VOCs, and/or toxic air pollutants as defined in chapter 173-460 WAC;
- (74) Cleaning and stripping activities and equipment using solutions having <1% VOCs (by weight); on metallic substances, acid solutions are not exempt;
- (75) Dip coating operations, using materials less than 1% VOCs (by weight) and/or toxic air pollutants as defined in chapter 173-460 WAC.
- (76) Laundry dryers, extractors or tumblers used exclusively for the removal of water from fabric;
- (77) Residential composting facilities;
- (78) Restaurants and other retail food preparing establishments;
- (79) Routing, turning, carving, cutting and drilling equipment used for metal, wood, plastics, rubber, leather or ceramics;
- (80) Steam cleaning equipment used exclusively for that purpose;
- (81) Vacuum cleaning systems used exclusively for office or residential housekeeping;
- (82) Vacuum producing devices used in laboratory operations and vacuum producing devices that do not remove or convey air contaminants from or to another source;
- (83) Vents used exclusively for:
 - (i) Sanitary or storm drainage systems; or
 - (ii) Safety valves
- (84) Washing or drying equipment used for products fabricated from metal or glass, if no volatile organic material is used in the process.
- (85) Welding, brazing or soldering equipment;
- (86) Coffee roasters with a design capacity less than 10 pounds per batch;
- (87) Bark and soil screening operations;
- (88) Portable sand and gravel plants and crushed stone plants with a cumulative rated capacity of all initial crushers less than or equal to 150 tons per hour;
- (89) Fixed sand and gravel plants and crushed stone plants with a cumulative rated capacity of all initial crushers less than or equal to 25 tons per hour.

AMENDATORY SECTION

Rule 6.1.1 Notice of Intent to Operate

- (a) For those sources required to submit a notice of intent to operate, a complete Notice of Intent to Operate (NOI) application shall be filed at least 15 days prior to starting operation of the source.

- (b) NOI applications shall be made on standard forms of the Agency and shall include:
 - (1) All information requested in the applicable standard forms;
 - (2) If submitting a NOI for a stationary source qualifying for the exemption based on potential to emit under Rule 6.1((e))(b)(2), documentation verifying the stationary source's potential to emit;
 - (3) Any additional information requested by the Agency to verify that operation of the stationary source will be in compliance with applicable air pollution control requirements; and,
 - (4) Applicable fee according to Rule 3.6.
- (c) Condition of operation. The Agency may establish enforceable conditions of operation, through issuance of a regulatory Order, as are reasonably necessary to assure compliance with applicable air pollution control requirements.
- (d) Temporary portable sources. Temporary portable sources shall also meet the requirements of Rule 6.1.7.

AMENDATORY SECTION

Rule 8.14 Adoption Of Federal New Source Performance Standards (NSPS)

- (a) The NSPS in 40 CFR Part 60 and its Appendices in effect on the date referenced in ORCAA Rule 1.11 are adopted by reference except for the subparts and sections listed in subsection (4). A current list of adopted federal standards is provided in Appendix A of ORCAA's Regulation.
 - (1) The term "Administrator" in 40 CFR Part 60 shall mean the Administrator of EPA and the Executive Director of the Agency.
 - (2) Where EPA has delegated to the Agency the authority to receive reports under 40 CFR Part 60 the affected facility is required to provide such reports only to the Agency, unless otherwise requested in writing by EPA.
 - (3) This section does not apply to any source operating under a waiver granted by EPA or an exemption granted by the president of the United States.
 - (4) Exceptions. The following sections and subparts of 40 CFR Part 60 are not adopted:
 - (i) Subpart B – Adoption and Submittal of State Plans for Designated Facilities;
 - (ii) Subpart C – Emission Guidelines and Compliance Times;
 - (iii) Subpart Cb – Large Municipal Waste Combustors that are Constructed on or before September 20, 1994 (Emission Guidelines and Compliance Times);
 - (iv) Subpart Cc – Municipal Solid Waste Landfills (Emission Guidelines and Compliance Times);
 - (v) Subpart Cd – Sulfuric Acid Production Units (Emission Guidelines and Compliance Times);
 - (vi) Subpart Ce – Hospital/Medical/Infectious Waste Incinerators (Emission Guidelines and Compliance Times);
 - (vii) Subpart S – Primary Aluminum Reduction Plants;
 - (viii) Subpart BB – Kraft Paper Mills;
 - (ix) Subpart AAA – New Residential Wood Heaters – as it applies to non-Title V sources;
 - (x) Subpart BBBB - Small Municipal Waste Combustion Units Constructed on or before August 30, 1999 (Emission Guidelines and Compliance Times);
 - (xi) Subpart DDDD - Commercial and Industrial Solid Waste Incineration Units that Commenced Construction on or before November 30, 1999 (Emission Guidelines and Compliance Times);
 - (xii) Subpart FFFF - Emission Guidelines and Compliance Times for Other Solid Waste Incineration Units that Commenced Construction On or Before December 9, 2004;
 - (xiii) Subpart IIII – Standards of Performance for Stationary Compression Ignition Internal Combustion Engines - as it applies to non-Title V sources;
 - (xiv) Subpart JJJJ – Standards of Performance for Stationary Spark Ignition Internal Combustion Engines - as it applies to non-Title V sources;

- (xv) Subpart MMMM - Emission Guidelines and Compliance Times for Existing Sewage Sludge Incineration Units;
- (xvi) Subpart QQQQ – Standards of Performance for New Residential Hydronic Heaters and Forced-Air Furnaces - as it applies to non-Title V sources;
- (xvii) Subpart UUUU - Emission Guidelines for Greenhouse Gas Emissions and Compliance Times for Electric Utility Generating Units; and,
- (xviii) Appendix G - Provisions for an Alternative Method of Demonstrating Compliance with 40 CFR 60.43 for the Newton Power Station of Central Illinois Public Service Company.

AMENDATORY SECTION

Rule 8.15 Adoption of National Emissions Standards for Hazardous Air Pollutants (NESHAP)

- (a) The NESHAP in 40 CFR Part 61 and its Appendices in effect on the date referenced in ORCAA Rule 1.11 are adopted by reference except for the subparts and sections listed in subsection (4). A current list of adopted federal standards is provided in Appendix A of ORCAA's Regulation.
 - (1) The term "Administrator" in 40 CFR Part 61 shall mean the Administrator of EPA and the Executive Director of the Agency.
 - (2) Where EPA has delegated to the Agency the authority to receive reports under 40 CFR Part 61 the affected facility is required to provide such reports only to the Agency, unless otherwise requested in writing by EPA.
 - (3) This section does not apply to any source operating under a waiver granted by EPA or an exemption granted by the president of the United States.
 - (4) Exceptions. The following sections and subparts of 40 CFR Part 61 are not adopted:
 - (i) Subpart B - Radon from Underground Uranium Mines;
 - (ii) Subpart H - Radionuclide other than Radon from Dept. of Energy Facilities;
 - (iii) Subpart I - Radionuclide from Federal Facilities other than Nuclear Regulatory Commission Licensees and not covered by Subpart H;
 - (iv) Subpart K - Radionuclide from Elemental Phosphorus Plants;
 - (v) Subpart Q - Radon from Dept. of Energy Facilities;
 - (vi) Subpart R - Radon from Phosphogypsum Stacks;
 - (vii) Subpart T - Radon from Disposal Uranium Mill Tailings; and,
 - (viii) Subpart W - Radon from Operating Mill Tailings.

REPEALER

The following section of Olympic Region Clean Air Agency (ORCAA) Regulation, Rule 8.16, is repealed:
Rule 8.16 Wood Fired Boilers

NEW SECTION

Rule 8.17 Adoption Of National Emissions Standards for Hazardous Air Pollutants For Source Categories

- (a) The NESHAP for Source Categories in 40 CFR Part 63 and its Appendices in effect on the date referenced in ORCAA Rule 1.11 are adopted by reference except for the subparts and sections listed in subsection (4). A current list of adopted federal standards is provided in Appendix A of ORCAA's Regulation.
 - (1) The term "Administrator" in 40 CFR Part 63 shall mean the Administrator of EPA and the Executive Director of the Agency.
 - (2) Where EPA has delegated to the Agency the authority to receive reports under 40 CFR Part 63 the affected facility is required to provide such reports only to the Agency, unless otherwise requested in writing by EPA.
 - (3) This section does not apply to any source operating under a waiver granted by EPA or an exemption granted by the president of the United States.
 - (4) Exceptions. The following sections and subparts of 40 CFR Part 63, as they apply to non-Title V sources, are not adopted:
 - (i) Subpart M - National Perchloroethylene Emission Standards for Dry Cleaning Facilities;

- (ii) Subpart LL - National Emission Standard for Hazardous Air Pollutants for Primary Aluminum Reduction Plants;
- (iii) Subpart RRR - National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum Production;
- (iv) Subpart ZZZZ - Stationary Reciprocating Internal Combustion Engines;
- (v) Subpart - BBBB - National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities;
- (vi) Subpart HHHHHH - Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources; and,
- (vii) Subpart XXXXXX - Area Source Standards for Nine Metal Fabrication and Finishing Source Categories.

NEW SECTION

Rule 8.18 Adoption of Federal Consolidated Requirements for the Synthetic Organic Chemical Manufacturing Industry

The Consolidated Requirements for the Synthetic Organic Chemical Manufacturing Industry in Section 2.18 of 40 CFR Part 65 in effect on the date referenced in ORCAA Rule 1.11 are adopted by reference.

NEW SECTION

Appendix A

Adopted Federal Regulations and Standards

Attachment C

Ecology Letter

Confirming Title V Delegation



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Mail Stop PV-11 • Olympia, Washington 98504-8711 • (206) 459-6000

November 16, 1993

Charles E. Peace, Control Officer
Olympic Air Pollution
Control Authority
909 Sleater-Kinney Road, Ste. 1
Lacey, Wa. 98503-1128


Dear Mr. Peace:

Enclosed is the state order delegating administrative authority for the Operating Permit Program to your agency. I would like to personally congratulate you and your staff for the high level of cooperation demonstrated throughout this delegation process and during the development of the statewide program. That continued cooperation will ultimately result in a quality statewide operating permit program that makes sense for the state of Washington.

The Department of Ecology submitted the statewide operating permit program to the Environmental Protection Agency (EPA) on November 1, 1993. Reports from EPA indicate that Washington may be the first state in the country to submit a request for delegation. Hopefully, this will translate into an early review and program approval. Pending federal review and approval, all permitting agencies could begin taking applications in late 1994 or early 1995.

I look forward to continued coordination and cooperation with you and your staff as we move toward implementation of this program. If you have any general questions regarding the state's delegation request, please feel free to contact me at (SCAN) 407-6880. For questions related to specific elements of the package, please contact Ms. Judy Geier at (SCAN) 407-6850.

Sincerely,


Joseph R. Williams
Program Manager
Air Quality Program

JRW:JG:jb

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